

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA  
SOUTHERN DIVISION  
Case No. 7:16-cv-30-M-KS**

BONNIE PELTIER, as Guardian	)	
of A.P., a minor child, et al.;	)	
	)	
Plaintiffs,	)	<b>JOINT STATUS REPORT</b>
	)	
v.	)	
	)	
CHARTER DAY SCHOOL, INC., et al.,	)	
	)	
Defendants.	)	

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The parties, through their undersigned attorneys, have conferred and hereby submit this Joint Status Report and state as follows:

1. On August 18, 2022, this Court issued a stay in the above-captioned matter pending the Supreme Court’s decision on Defendants’ petition for certiorari, which challenged the Fourth Circuit’s state-action holding in *Peltier v. Charter Day Sch., Inc.*, 37 F.4th 104 (4th Cir. 2022). DE No. 278. That order also required the parties to confer and file a joint status report within five business days of the Supreme Court’s decision.

2. On July 3, 2023, the parties submitted a joint status report, updating the Court on the Supreme Court’s denial of Defendants’ petition for certiorari. The Court ordered a subsequent update within 30 days. DE No. 286.

3. On August 4, 2023, the parties submitted a joint status report, updating the Court on the commencement of preliminary settlement negotiations. The Court ordered a subsequent update within 30 days. DE No. 288.

4. The parties jointly report that they have engaged in further settlement discussions, including preliminarily agreeing to a general framework for global settlement, subject to reaching agreement on the amount of attorney’s fees to be paid by Defendants and approval of the settlement

by the Board of Charter Day School, Inc. Plaintiffs provided requested information regarding fees on August 3 and August 31, 2023. The parties intend to engage in further settlement negotiations toward resolving this matter. The parties request that they be permitted to submit a further joint status report 30 days from this date.

Respectfully submitted, this 5th day of September, 2023.

BAKER BOTTS L.L.P.

By: /s/ Aaron M. Streett

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### **CERTIFICATE OF SERVICE**

On September 5, 2023, I electronically filed the foregoing Joint Status Report with the Clerk of the Court using the Court's CM/ECF system, which will serve all counsel of record.

/s/ Aaron M. Streett

Aaron M. Streett